

ASSIGNED

AMENDED

Nº 44390

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... SEP 3 1981
Returned to applicant for correction..... DEC 30 1981
Corrected application filed..... FEB 16 1982
Map filed..... FEB 16 1982

The applicant..... Clifford H. Herman and J. J. Salvi
1240 Main Street....., of..... Fortuna.....
Street and No. or P.O. Box No. City or Town
California 95540....., hereby make..... application for permission to appropriate the public
State and Zip Code No. waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) A Partnership of Clifford H.
Herman and J. J. Salvi

1. The source of the proposed appropriation is..... Underground Sources.....
Name of stream, lake or other source.
2. The amount of water applied for is..... 3 cfs..... second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... Stock Watering and Domestic.....
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated).....
(b) Stockwater (state number and kinds of animals to be watered)..... 100 head of cattle.
(c) Other use (describe fully under "No. 12. Remarks").....
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point:..... in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24,
T.22N., R.63E., M.D.B.&M., whence the Southeast Corner of said Section 24
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears S.85°30'55"E., 1,446.07 feet distant.
it should be stated.
6. Place of use..... SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, T.22N., R.63 E., M.D.B. & M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about..... January 1st..... and end about..... December 31st....., of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... The water will be pumped into stock watering tanks.
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$1,000.00
10. Estimated time required to construct works.....3 years
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
This is an existing well.

Pro. 4/28/82 by Gorden V. Foppiano & Irene T. Foppiano
By.....s/Richard W. Forman
Richard W. Forman
Signature, applicant or agent Agent
P O Box 150
Ely NV 89301

Compared.....js/ja

DENIAL.....OF STATE ENGINEER

~~XXXXXX I certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:~~

The protest to this application is hereby upheld in part.

This application is hereby denied on the grounds that to approve an application for stockwatering purposes on a source where the applicants are not the current range user and cannot demonstrate the ability to place the water to beneficial use would threaten to prove detrimental to the public interest.

- The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.
- Actual construction work shall begin on or before.....
- Proof of commencement of work shall be filed before.....
- Work must be prosecuted with reasonable diligence and be completed on or before.....
- Proof of completion of work shall be filed before.....
- Application of water to beneficial use shall be made on or before.....
- Proof of the application of water to beneficial use shall be filed on or before.....
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I HUGH RICCI, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 29th day of August,
A.D. 2003.
Hugh Ricci, P.E.
State Engineer